ESTTA Tracking number:

ESTTA723350 01/28/2016

Filing date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| Proceeding | 92055398 |
|---------------------------|--|
| Party | Defendant The Cochran Firm, P.C. |
| Correspondence Address | THOMAS D FOSTER TDFOSTER - INTELLECTUAL PROPERTY LAW 11622 EL CAMINO REAL, STE 100 SAN DIEGO, CA 92130 UNITED STATES foster@tdfoster.com |
| Submission | Response to Board Order/Inquiry |
| Filer's Name | Thomas D. Foster |
| Filer's e-mail | foster@tdfoster.com, vsapphire@mrllp.com, trademarks@mrllp.com |
| Signature | /Thomas D Foster/ |
| Date | 01/28/2016 |
| Attachments | 6511.001-01 20160128 REGISTRANT'S STATUS REPORT.pdf(128209 bytes) |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| RANDY H. McMURRAY P.C., |) | |
|-------------------------|--------------------------|------|
| Petitioner, | | |
| |) Cancellation No. 92055 | 5398 |
| V. |) | |
| |) | |
| THE COCHRAN FIRM, P.C. | | |
| Registrant. |) | |
| - |) | |

REGISTRANT'S STATUS REPORT ON PENDING CIVIL ACTION

On December 29, 2015, the Board mailed an order allowing the parties thirty days to inform the Board of the status of the civil action which occasioned the suspension of this proceeding. Counsel for Registrant respectfully informs the Board that the relevant proceeding, Case No. 2:12-cv-05868-BRO (MRWx), is currently pending before the U.S. District Court Central District of California. The preliminary injunction is still in effect and the parties are waiting for trial dates to be set.

Registrant therefore respectfully requests the further suspension of the cancellation proceeding pending the disposition of the above-referenced Civil Action.

Respectfully submitted,

Date: January 28, 2016 By: <u>/Thomas D. Foster/</u>

Thomas D. Foster
TDFoster – Intellectual Property Law
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San Diego, CA 92130

858.922.2170

foster@tdfoster.com

Attorney for Registrant: The Cochran Firm, P.C.

CERTIFICATE OF TRANSMITTAL AND SERVICE

I hereby certify that this REGISTRANT'S STATUS REPORT ON PENDING

CIVIL ACTION is being electronically transmitted in PDF format to the Trademark Trial

and Appeal Board through the Electronic System for Trademark Trials and Appeals

(ESTTA) on the date indicated below.

I further certify that a true and complete copy of the foregoing REGISTRANT'S

STATUS REPORT ON PENDING CIVIL ACTION has been served on Counsel for

Petitioner by mailing said copy on January 28, 2016, via first class mail postage paid

addressed as follows:

Victor K Sapphire Michelman Robinson LLP 15760 Ventura Blvd., 5th Floor Encino, CA 91436

Date: January 28, 2016

By: <u>/Thomas D. Foster/</u>

Thomas D. Foster